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FILED

NOT FOR PUBLICATION

APR 18 2008

UNITED STATES COURT OF APPEALS

MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

FOR THE NINTH CIRCUIT

JAREK MOLSKI; DISABILITY RIGHTS ENFORCEMENT EDUCATION SERVICES: HELPING YOU HELP OTHERS, a California public benefit corporation,

Plaintiffs - Appellants,

v.

EVERGREEN DYNASTY CORP., d/b/a MANDARIN TOUCH RESTAURANT BRIAN MCINERNEY; KATHY S. MCINERNEY, as joint tenants,

Defendants - Appellees.

No. 05-56452

D.C. No. CV-04-00450-ER Central District of California, Los Angeles

ORDER

Before: FARRIS and GOULD, Circuit Judges, and DUFFY, *Senior District Judge.

Plaintiffs/Appellants' motion to stay the mandate pending the filing of a timely petition for a writ of certiorari is **GRANTED**.

^{*} The Honorable Kevin Thomas Duffy, Senior United States District Judge for the Southern District of New York, sitting by designation.